

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
TYLER DIVISION

ADJUSTACAM LLC

v.

AMAZON.COM, INC. ET AL.

NO. 6:10-cv-329-LED

JURY

**STIPULATED MOTION FOR DISMISSAL WITH PREJUDICE**

The plaintiff, AdjustaCam LLC and defendant, RadioShack Corporation, pursuant to Fed. R. Civ. P. 41(a)(2) and (c), hereby move for an order dismissing all claims and counterclaims in this action asserted between them without prejudice until October 4, 2011, at which time, unless earlier withdrawn, the dismissal shall become WITH PREJUDICE, with each party to bear its own costs, expenses and attorneys fees.

August 19, 2011

Respectfully submitted,

By: /s/ Michael C. Smith (with permission)

Michael C. Smith  
Siebman, Burg, Phillips & Smith, LLP  
113 East Austin Street  
P.O. Box 1556  
Marshall, Texas 75671-1556  
(903) 938-8900 (office)  
(972) 767-4620 (fax)  
michaelsmith@siebman.com

113 East Austin Street  
P.O. Box 1556  
Marshall, Texas 75671-1556  
(903) 938-8900 (office)  
(972) 767-4620 (fax)  
michaelsmith@siebman.com

OF COUNSEL:

R. David Donoghue  
HOLLAND & KNIGHT LLP  
131 South Dearborn Street, 30th floor

By: /s/ John J. Edmonds

John J. Edmonds – LEAD COUNSEL  
Texas Bar No. 789758  
Michael J. Collins  
Texas Bar No. 4614510  
Henry M. Pogorzelski  
Texas Bar No. 24007852  
COLLINS, EDMONDS & POGORZELSKI, PLLC  
1616 S. Voss Rd., Suite 125  
Houston, Texas 77057  
Telephone: (281) 501-3425  
Facsimile: (832) 415-2535  
jedmonds@cepiplaw.com  
mcollins@cepiplaw.com  
hpogorzelski@cepiplaw.com

Andrew W. Spangler  
Texas Bar No. 24041960  
Spangler Law P.C.  
208 N. Green Street, Suite 300  
Longview, Texas 75601  
(903) 753-9300

Chicago, IL 60603  
Tel: (312) 263-3600  
Fax: (312) 578-6666  
david.donoghue@hklaw.com  
Peter Sanborn  
HOLLAND & KNIGHT LLP  
10 St. James Ave.  
Boston, MA 02116  
Tel: (617) 523-2700  
Fax: (617) 523-6850  
peter.sanborn@hklaw.com

(903) 553-0403 (fax)  
spangler@spanglerlawpc.com

ATTORNEYS FOR PLAINTIFF  
ADJUSTACAM LLC

ATTORNEYS FOR RADIOSHACK  
CORPORATION

### **CERTIFICATE OF SERVICE**

I hereby certify that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3).

August 19, 2011

/s/ John J. Edmonds  
John J. Edmonds